

ORYXE.001C2



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Frederick L. Jordan
Appl. No.	:	10/789,836
Filed	:	February 27, 2004
For	:	A MIXTURE FOR TRANSDERMAL DELIVERY OF LOW AND HIGH MOLECULAR WEIGHT COMPOUNDS
Examiner	:	George, Konata M.
Group Art Unit	:	1616

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §1.321(b)(1)(iv), the undersigned attorney of record is empowered to act on behalf of the Assignee, Oryxe ("Assignee").

Assignee represents that it is the owner of the entire right, title and interest to the above-referenced application, which is a continuation of U.S. Application No. 10/183,764, filed June 25, 2002, now U.S. Patent No. 6,759,056, which is a continuation of U.S. Application No. 09/350,043, filed July 8, 1999, now U.S. Patent No. 6,946,144, which claims the benefit of priority to U.S. Provisional Application Number 60/092,061, filed on July 8, 1998. The Assignment of U.S. Patent No. 6,946,144 from Frederick L. Jordan to Oryxe was recorded by the USPTO at Reel/Frame No. 015195/0589, and included the assignment of all continuations of U.S. Patent No. 6,946,144, which includes U.S. Patent No. 6,759,056 and U.S. Patent Application Serial No. 10/789,836. The Assignment of U.S. Patent Application Serial No. 10/856,567 from Frederick L. Jordan to Oryxe was recorded by the USPTO at Reel/Frame No. 010198/0037. The

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Assignee represents that, to the best of Assignee's knowledge and belief, title is in the Assignee seeking to take action.

Assignee hereby disclaims, except as provided below, the terminal part of any patent granted on the above-captioned application which would extend beyond the expiration date of the full statutory term of U.S. Patent Application Serial No. 10/856,567, U.S. Patent No. 6,759,056, or U.S. Patent No. 6,946,144, and hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that the owner of the legal title to said patent shall be the same as that of the legal title to U.S. Patent Application Serial No. 10/856,567, U.S. Patent No. 6,759,056, or U.S. Patent No. 6,946,144. This agreement extends to any patent granted on the above-captioned application and shall be binding on its successors or assigns.

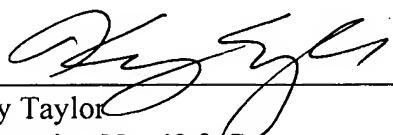
Assignee does not disclaim any terminal part of any patent granted on the above-referenced application prior to the earlier of the expiration date of the full statutory term of U.S. Patent Application Serial No. 10/856,567, U.S. Patent No. 6,759,056, or U.S. Patent No. 6,946,144, or that of any patent issuing on the above-captioned application in the event that either one later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

In accordance with 37 C.F.R. §1.321(c)(1) and 37 C.F.R. §1.321(b)(4), a fee under 37 C.F.R. §1.20(d) of \$55 accompanies this disclaimer.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 15-Feb-06

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